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8 Attorney for Defendant
9 CHRISTOPHER KINNEY

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

11 UNITED STATES OF AMERICA,)	CASE NO. CR 16-0531 EMC
)	
12 Plaintiff,)	STIPULATION AND [PROPOSED] ORDER
)	CONTINUING HEARING AND EXCLUSION
13 v.)	OF TIME UNDER THE SPEEDY TRIAL ACT
)	
14 CHRISTOPHER KINNEY,)	
)	
15 Defendant.)	

16 **STIPULATION**

17
18 The parties hereby request that the status conference hearing date of April 25, 2018, presently
19 scheduled at 2:30 p.m. before the Honorable Edward M. Chen, be vacated and the matter be reset for
20 further status hearing on June 13, 2018 at 2:30 p.m. to permit sufficient time for the
21 neuropsychological evaluation and report to be prepared and provided to defense counsel.

22 Defendant's counsel represents that she has fully informed Mr. Kinney of his Speedy Trial
23 rights and that, to her knowledge, her client understands those rights and agrees to waive them.
24 Defendant's counsel further believes that her client's decision to give up the right to be brought to trial
25 earlier than if time were not excluded from the Speedy Trial Act is an informed and voluntary one.
26

27 The parties agree and stipulate that time under the Speedy Trial Act should be excluded from
28 the date of this filing until June 13, 2018, under 18 U.S.C. §3161(h)(7)(B)(iv), for effective

1 preparation of defense counsel while further investigation is conducted and legal research is
2 performed.

3 SO STIPULATED.

4 ALEX TSE
5 Acting United States Attorney

6 DATED: April 23, 2018

7 /s/ Karen Kreuzkamp

8 KAREN KREUZKAMP
9 Assistant United States Attorney

10 DATED: April 23, 2018

11 /s/ Gail Shifman

12 GAIL SHIFMAN
13 Attorney for Defendant
14 CHRISTOPHER KINNEY

15 **[~~PROPOSED~~] ORDER**

16 Based on the assertions and agreement of the parties as set forth in the Stipulation, and good
17 cause having been shown,

18 IT IS HEREBY ORDERED THAT the above-captioned matter is continued to June 13, 2018
19 at 2:30 p.m., before the Honorable Edward M. Chen for further status conference.

20 The Court further finds that failing to exclude the time between the date of this filing and June
21 13, 2018, would unreasonably deny defense counsel the reasonable time necessary for effective
22 preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv). The
23 Court further finds that the ends of justice served by excluding the time between now and June 13,
24 2018, from computation under the Speedy Trial Act outweigh the best interests of the public and the
25 defendant in a speedy trial.
26
27
28

1 Accordingly, IT IS FURTHER ORDERED that the time between today's date and June 13,
2 2018, shall be excluded from computation under the Speedy Trial Act. 18 U.S.C. § 3161(h)(7)(B)(iv).

3 DATED: April 24, 2018

